



PATENT  
ATTORNEY DOCKET NO. 50274/021002

Certificate of Mailing: Date of Deposit: July 25, 2008

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Michael E. Connors

Printed name of person mailing correspondence

Michael E. Connors  
Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|             |   |                   |              |
|-------------|---|-------------------|--------------|
| Applicant:  | Müller-Hermelink et al.                       | Confirmation No.: | 8646         |
| Serial No.: | 10/764,730                                    | Art Unit:         | 1642         |
| Patent No.: | 7,378,247                                     | Customer No.:     | 21559        |
| Filed:      | January 26, 2004                              | Examiner:         | M. Halvorson |
| Issue Date: | May 27, 2008                                  |                   |              |
| Title:      | NEOPLASM-SPECIFIC POLYPEPTIDES AND THEIR USES |                   |              |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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12/12/2008 GARIAS 0000165488

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APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 37 C.F.R. § 1.705

In response to the Determination of Patent Term Adjustment under 35 U.S.C.

§ 154(b) set forth in the Issue Notification mailed in connection with the above-captioned patent application on May 7, 2008, and as set forth on the cover of U.S. Patent No.

7,378,247, issued May 27, 2008, Applicants hereby request reconsideration of the patent term adjustment. Applicants submit that the current patent term adjustment should be 15 days, not 0 days as shown in the Patent Term Adjustment History on the PAIR system

07/29/2008 SSANDARI 00000010 10764730

01 FC:1455

200.00 OP

Adjustment date: 12/12/2008 GARIAS  
07/29/2008 SSANDARI 00000010 10764730

01 FC:1455

-200.00 OP

the time of the mailing of the Notice of Allowance is 10 days. In addition, 5 days for Office delay under 37 C.F.R. 1.703(a)(6) should be added to the 10 days of patent term adjustment at the time of the mailing of the Notice of Allowance. As such, the total patent term adjustment is 15 days.

The present patent is not subject to a Terminal Disclaimer.

### CONCLUSION

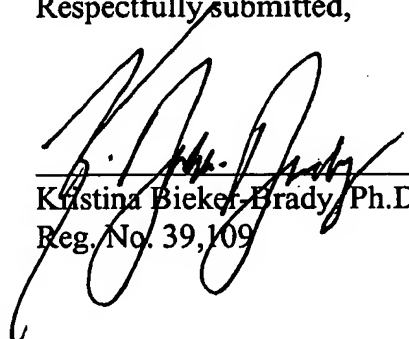
Applicants submit that the current patent term adjustment should be 15 days and hereby request reconsideration of the patent term adjustment.

Enclosed is a check in the amount of \$200.00 for the fee set forth in 37 C.F.R. § 1.18(e). If there are any additional charges or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

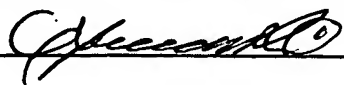
Date:

July 16, 2008

  
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Reg. No. 39,109

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**UNITED STATES PATENT & TRADEMARK OFFICE**  
Washington, D.C. 20231

| REQUEST FOR PATENT FEE REFUND  |                                   |                                    |   |           |
|--|-----------------------------------|------------------------------------|---|-----------|
| 1 Date of Request: <u>12/05/08</u>   |                                   | 2 Serial/Patent # <u>10/764730</u> |   |           |
| 3 Please refund the following fee(s):  |                                   | 4 PAPER<br>NUMBER                  | 5 DATE<br>FILED   | 6 AMOUNT  |
|  | Filing                            |                                    |   | \$        |
|  | Amendment                         |                                    |   | \$        |
|  | Extension of Time (2253)          |                                    |   | \$        |
|  | Notice of Appeal/Appeal           |                                    |   | \$        |
| X  | Petition (1455)                   |                                    | 07/28/08  | \$ 200.00 |
|  | Issue                             |                                    |   | \$        |
|  | Cert of Correction/Terminal Disc. |                                    |   | \$        |
|  | Maintenance                       |                                    |   | \$        |
|  | Assignment                        |                                    |   | \$        |
|  | Other                             |                                    |   | \$        |
|  |                                   |                                    | 7 TOTAL AMOUNT<br>OF REFUND \$ 200.00   |           |
| 10 REASON:   |                                   | 8 TO BE REFUNDED BY:               |   |           |
|  |                                   |                                    |   |           |
|  | Overpayment                       | X                                  | Treasury Check  |           |
|  | Duplicate Payment                 |                                    | Credit Deposit A/C #:   |           |
| X  | No Fee Due (Explanation):         | 9                                  | <div style="border: 1px solid black; display: inline-block; width: 150px; height: 20px; text-align: center;"> -- </div> |           |
| Pet. Granted   |                                   |                                    |   |           |
|  |                                   |                                    |   |           |
|  |                                   |                                    |   |           |
| 11 REFUND REQUESTED BY:  |                                   |                                    |   |           |
| TYPED/PRINTED NAME: <u>Charlema Grant</u> TITLE: <u>Atty</u><br>SIGNATURE: <u>/Charlema Grant/</u> PHONE: <u>X-3215</u><br>OFFICE: <u>OP</u>                                     |                                   |                                    |   |           |
| *****<br>THIS SPACE RESERVED FOR FINANCE USE ONLY:<br>APPROVED: <u></u> DATE: <u>12/12/08</u> |                                   |                                    |   |           |

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